

STATE SOIL CONSERVATION BOARD—APPROPRIATIONS Ch. 213

requiring bills to be read on three separate days in each House be suspended, and that said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate, April 4, 1945: Yeas 29, Nays 0; passed the House, May 11, 1945: Yeas 110, Nays 0.

Approved May 16, 1945.

Effective May 16, 1945.

STATE SOIL CONSERVATION BOARD—APPROPRIATIONS

CHAPTER 213

II. B. No. 303

An Act making appropriations to pay deficiency appropriations granted to the State Soil Conservation Board, to pay the supervisors of soil conservation districts in Texas; and declaring an emergency.

PREAMBLE

WHEREAS, The State Soil Conservation Act provides that supervisors may receive compensation for services not to exceed Four Dollars (\$4) for each day he shall be in attendance at the regular meetings of the Board of Supervisors, and five cents (5¢) per mile for travel each way between the residence of a supervisor and the designated business office of the district supervisors. Supervisors shall be paid quarterly for their services, and may not receive compensation and mileage for any number of days in excess of five (5) in any three-month period; and

WHEREAS, In the appropriations to the State Soil Conservation Board for the per diem payment of district supervisors the sum of Fifteen Thousand Dollars (\$15,000) was provided for the year 1943-1944, and the sum of Fifteen Thousand Dollars (\$15,000) for the year 1944-1945; and in said appropriations to the State Soil Conservation Board for mileage payment of district supervisors the sum of Eight Thousand Dollars (\$8,000) was provided for the year 1943-1944, and the sum of Eight Thousand Dollars (\$8,000) for the year 1944-1945; and

WHEREAS, The per diem expenditures for said supervisors for the year 1943-1944 was Nineteen Thousand, Five Hundred and Eighty-eight Dollars (\$19,588), making a deficit for said year in the sum of Four Thousand, Six Hundred and Eighty-eight Dollars (\$4,688); and the per diem expenditures for said supervisors for the year 1944-1945 was Five Thousand, Two Hundred and Thirty Dollars (\$5,230), making a deficit for said year in the sum of Five Thousand, Two Hundred and Thirty Dollars (\$5,230); and

WHEREAS, The mileage expenditures of said supervisors for the year 1943-1944 was Ten Thousand, Three Hundred Twenty-seven Dollars and twenty cents (\$10,327.20), making a deficit for said year in the sum of Two Thousand, Three Hundred Twenty-seven Dollars and twenty cents (\$2,327.20); and the mileage expenditures for said supervisors for the year 1944-1945 was Ten Thousand, Seven Hundred Fifty-one Dollars and forty cents (\$10,751.40), making a deficit for said year in the sum of Two Thousand, Seven Hundred Fifty-one Dollars and twenty cents (\$2,751.20).

THEREFORE, In order to pay the supervisors provided for in the Soil Conservation law the per diem and mileage equitable due them:

*Be it enacted by the Legislature of the State of Texas:*

Section 1. It is hereby appropriated to the State Soil Conservation Board, out of any moneys in the Treasury not otherwise appropriated, the sum of Four Thousand, Five Hundred and Eighty-eight Dollars (\$4,588) to be used to pay the per diem claims of district supervisors for the year 1943-1944, and the sum of Five Thousand, Two Hundred and Thirty Dollars (\$5,230) to be used to pay the per diem claims of district supervisors for the year 1944-1945.

Sec. 2. It is hereby appropriated to the State Soil Conservation Board out of any moneys in the Treasury not otherwise appropriated, the sum of Two Thousand, Three Hundred Twenty-seven Dollars and twenty cents (\$2,327.20) to be used to pay mileage claims of district supervisors for the year 1943-1944, and the sum of Two Thousand, Seven Hundred Fifty-one Dollars and twenty cents (\$2,751.20) to be used to pay mileage claims of district supervisors for the year 1944-1945.

Sec. 3. The fact that there are now no appropriated funds with which to pay the deficiency claims approved by the State Soil Conservation Board, and that the same are just demands against the State, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed by the House, February 22, 1945: Yeas, 120, Nays 0; House refused to concur in Senate amendments, March 27, 1945, and requested appointment of a Conference Committee to consider differences between the two Houses; House adopted Conference Committee Report, April 27, 1945, by a viva voce vote; passed by the Senate, with amendments, March 22, 1945: Yeas 22, Nays 7; at request of House, Senate appointed a Conference Committee to consider differences between the two Houses; Senate adopted the Conference Committee Report, May 14, 1945, by a viva voce vote.

Approved May 16, 1945.

Effective 90 days after June 5, 1945, date of adjournment.

## PROBATE MATTERS—CITATIONS AND NOTICES

### CHAPTER 214<sup>15</sup>

H. B. No. 336

An Act relating to the posting and return of citations and notices in probate matters; clarifying the duties of the sheriff or constable serving citations or notices in probate matters required to be served by posting; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. In any probate matter where citation or notice is required to be served by posting and such citation or notice is issued in conformity with the applicable statute or statutes, the citation or notice and the service and return thereof shall be sufficient and valid if the sheriff or any constable of the county wherein the probate matter is pending, posts a copy or copies of such citation or notice at the place or places prescribed by the applicable statute or statutes on a day which is sufficiently prior to the return day named in such citation, or notice for the period of time for which such citation or notice is required to be posted to elapse before the return day named in such citation or notice, and the fact that such sheriff or constable makes his return on such citation or notice and returns same into court before the period of time for which such citation or notice is required to be posted elapses, shall not affect the sufficiency or validity of such citation or notice or the service or return thereof even though such return is made, and such citation or notice is returned into court on the same day it is issued.

<sup>15</sup> Vernon's: Ann.Civ.St., art. 3310b.